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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,	)	No. CR-08-00556 SBA
	)	
12 Plaintiff,	)	ORDER OF CONTINUANCE AND
	)	EXCLUSION OF TIME UNDER THE
13 vs.	)	SPEEDY TRIAL ACT, 18 U.S.C. § 3161 <u>ET</u>
	)	<u>SEQ.</u>
14 JESUS HERNANDEZ,	)	
	)	
15 Defendant.	)	
	)	

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16 **ORDER**

17 Based on the reasons provided in the stipulation of the parties above, the court hereby  
18 FINDS:

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- 20 1. The ends of justice served by the granting of the continuance from the date of this  
21 Order until November 27, 2012 outweigh the best interests of the public and the defendant in a  
22 speedy and public trial because the Probation Officer has been called away on an urgent matter  
23 and additional time is needed by the parties for completion of the Presentence Investigation.
  - 24 2. The proposed plea agreement has been submitted to the court and will be under  
25 advisement by the Court.
  - 26 3. Given the preparation of counsel and the Probation Office and the Court's

1 consideration of the proposed plea agreement, additional time is needed for effective preparation  
2 of counsel and consideration of the plea agreement by the court.

3 Based on these findings, IT IS HEREBY ORDERED that time be excluded under the  
4 speedy trial act, 18 U.S.C. §§ 3161(h)(1)(G) and 3161(h) (7)(A) and (B)(iv) from the date of this  
5 Order until November 27, 2012.

6 IT IS FURTHER ORDERED that a CHANGE OF PLEA/SENTENCING HEARING be  
7 scheduled for November 27, 2012 at 10:00 a.m., before the Honorable Saundra Brown  
8 Armstrong.

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10 DATED:9/13/12

11   
12 HON. SAUNDRA BROWN ARMSTRONG  
13 SENIOR UNITED STATES DISTRICT JUDGE  
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